

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

IN RE:

**PATTERSON, II, DANIEL F.
PATTERSON, DEBORAH A.**

DEBTOR(S)

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§
§
§
§

CASE NO. 02-12011

CHAPTER 7

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND REPORT OF
PROPOSED DISTRIBUTION**

Daniel Jacob Goldberg, the Trustee of the estate of the above named Debtor(s), certifies under penalty of perjury, to the Court and United States Trustee that the Trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claim as appropriate in preparation for the proposed distribution, and that the proposed distribution attached hereto is proper and consistent with the law and rules of the Court. The Trustee hereby applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document, once filed, constitutes my valid signature for the purposes of 11 U.S.C. §704(9) and Fed. R. Bankr. Pro. 9011.

Therefore, the Trustee requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: February 28, 2005

/s:/ DANIEL JACOB GOLDBERG

Daniel Jacob Goldberg, Trustee

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

IN RE:

**PATTERSON, II, DANIEL F.
PATTERSON, DEBORAH A.**

DEBTOR(S)

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CASE NO. 02-12011

CHAPTER 7

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND REPORT OF
PROPOSED DISTRIBUTION**

Daniel Jacob Goldberg, the Trustee of the estate of the above-named Debtor, hereby certifies under penalty of perjury, to the Court and to the United States Trustee that the Trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claim as appropriate in preparation for the proposed distribution, and that the proposed distribution attached herewith is proper and consistent with the law and rules of the Court. The Trustee hereby applies for the commissions and expenses set forth herein and states that they are reasonable and proper.

Wherefore, the Trustee respectfully requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

Date: February 28, 2005

/s:/ DANIEL JACOB GOLDBERG

Daniel Jacob Goldberg, Trustee

REVIEWED BY THE UNITED STATES TRUSTEE

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

United States Trustee

Date: _____

By: _____

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

IN RE:	§	CASE NO. 02-12011
	§	
PATTERSON, II, DANIEL F.	§	CHAPTER 7
PATTERSON, DEBORAH A.	§	
	§	
DEBTOR(S)	§	

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION AND APPLICATION
TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and estate property record. Any property scheduled under 11 U.S.C § 554(c).
3. The Trustee has reduced all assets of this estate to case or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate case receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that the after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U.S. Trustee, the Trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Date: February 28, 2005

/s:/ DANIEL JACOB GOLDBERG

Daniel Jacob Goldberg, Trustee

THE STATE OF TEXAS

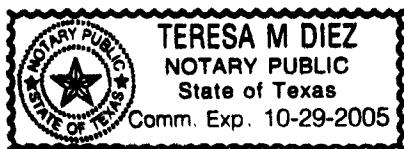
COUNTY OF HARRIS

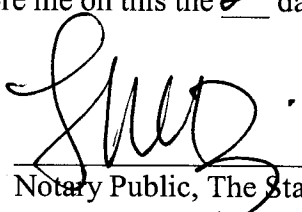
BEFORE ME, the undersigned authority on this date personally appeared Daniel Jacob Goldberg, and under oath stated the following:

"I, Daniel Jacob Goldberg, am the duly appointed Trustee in **PATTERSON, II, Daniel F. and PATTERSON, Deborah A.** bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it is my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341(a) meeting, reviewed amended schedules filed by the Debtors, Drafted and filed a Motion to Confirm amounts belonging to the Chapter 7 Estate; Reviewed additional documents provided at my request, and collected assets. I filed an Application to Employ Special Counsel and an Order thereon; I filed five Motions to Approve Compromise and Settlements with numerous defendants; I filed a Notice of Abandonment of remaining claims and proposed Order. I reviewed claims. I monthly reconciled bank statements. I monitored the estate, and had numerous conferences and correspondence with the debtor's attorney and special counsel. Further, I performed all other numerous duties of a Trustee, including, but not limited to, Preparing Trustee's Final Report, will make disbursements and will prepare the Supplemental Final Report.


Daniel Jacob Goldberg, Trustee

SWORN TO AND SUBSCRIBED TO before me on this the 2ND day of March, 2005.




Notary Public, The State of Texas

Case Name: **PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.**
Case Number: **02-12011**

Final Report as of: February 28, 2005

SCHEDULE A-1

A. Receipts	\$66,719.27
B. Disbursements	
1. Secured Creditors	\$0.00
2. Administrative	\$14,438.20
3. Priority	\$0.00
4. Other	\$34,850.00
 TOTAL DISBURSEMENTS	 \$49,288.20
BALANCE ON HAND:	\$17,431.07

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Page No: 1

Case No.: 02-12011
Case Name: PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.
For the Period Ending: 2/28/2005

Trustee Name: Daniel Jacob Goldberg
Date Filed (f) or Converted (c): 03/01/2002 (f)
\$341(a) Meeting Date: 04/26/2002
Claims Bar Date: 08/05/2002

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA = § 554(a) abandon- DA = § 554(c) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
1	Checking/Savings Account: Bank of America, 2615 Calder Ave., Beaumont, TX Acct #005775369107.	\$250.00		\$0.00	FA
2	Household Goods: Living \$200; Dining \$175; 2 Bedrm Ste \$300; 3 TV's \$450; Stereo \$50; 2 VCR's \$175; Washer/Dryer \$200; Refrigerator \$100; Stove/Oven \$50; Other Appliances \$300.	\$2,000.00		\$0.00	FA
3	Wearing Apparel	\$500.00		\$0.00	FA
4	2 Wedding Rings	\$800.00		\$0.00	FA
5	Asbestos Lawsuit (Crown, Cork & Seal, et al)	\$34,850.00	OA	\$66,484.02	FA
Asset Notes: \$34,850.00 Claimed Exempt.					
6	Celebrex Lawsuit* This case was declined on 4-9-2003, by Lawfirms Goforth, Lewis, Sanford, Wilson, LLP (Shelly Sanford, Atty) and Daniel S. Cartwright, P. C.	\$19,050.00		\$0.00	FA
Asset Notes: \$14,750.00 Claimed Exempt.					
7	1987 Chevy Celebrity	\$2,500.00		\$0.00	FA
8	Homestead: 1815 Parry, Beaumont, TX	\$22,000.00		\$0.00	FA
9	Quarterly Interest Earned on Asbestos Lawsuit (u)	\$0.00	Unknown	\$207.59	FA
INT	Interest Earned	Unknown	Unknown	\$27.66	FA

TOTALS (Excluding unknown value)

\$0.00

Gross Value of Remaining Assets \$0.00

Major activities affecting case closing:

Resolution of Asbestos Claim.

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Page No: 2

Case No.: 02-12011
Case Name: PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.
For the Period Ending: 2/28/2005

Trustee Name: Daniel Jacob Goldberg
Date Filed (f) or Converted (c): 03/01/2002 (f)
§341(a) Meeting Date: 04/26/2002
Claims Bar Date: 08/05/2002

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA = § 524(a) abandon. DA = § 554(c) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FAV) Gross Value of Remaining Assets

Initial Projected Date Of Final Report (TFR): 12/31/2005

Current Projected Date Of Final Report (TFR): 12/31/2005

FORM 2
CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 1

Case No. 02-12011
Case Name: PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.
Taxpayer ID #: 76-6190538
For Period Beginning: 3/1/2002
For Period Ending: 2/28/2005

Trustee Name: Daniel Jacob Goldberg
Bank Name: Sterling Bank
Checking Acct #: 8010212011
Account Title: Patterson, II, Daniel & Deborah
Blanket bond (per case limit): \$300,000.00
Separate bond (if applicable):

1	2	3	4	5	6	7	
Transaction Date	Check or Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
09/22/2003	(5)	Baron & Budd, PC	Ck #552134; Garlock	1149-002	\$5,000.00		\$5,000.00
09/22/2003	(5)	Baron & Budd, PC	Ck #552136; HK Porter	1149-002	\$172.50		\$5,172.50
09/22/2003	(5)	Baron & Budd, PC	Ck #552133; Certain	1149-002	\$7,500.00		\$12,672.50
09/22/2003	(5)	Baron & Budd, PC	Ck #552144; Eagle	1149-002	\$818.00		\$13,490.50
09/22/2003	(5)	Baron & Budd, PC	Ck #552138; Quigley	1149-002	\$7,000.00		\$20,490.50
09/22/2003	(5)	Baron & Budd, PC	Ck #552135; Georgia	1149-002	\$2,500.00		\$22,990.50
09/22/2003	(5)	Baron & Budd, PC	Ck #552145; Narco	1149-002	\$2,800.00		\$25,790.50
09/22/2003	(5)	Baron & Budd, PC	Ck #552137; Proko	1149-002	\$4,000.00		\$29,790.50
10/01/2003	1	Daniel Patterson, II and Deborah Patterson and William Tapscott,	Per Order signed on 9/08/03. Reps: Garlock, HK Porter, Certain-Teed, Eagle Picher, Proko Ind, Quigley.	8100-002		\$24,490.50	\$5,300.00
10/07/2003	2	Daniel Patterson, II and Deborah Patterson and William Tapscott	Per Order signed on 9/08/03. Reps: Garlock, HK Porter, Certain-Teed, Eagle Picher, Proko Ind, Quigley.	8100-002		\$24,490.50	(\$19,190.50)
10/07/2003	1	Daniel Patterson, II and Deborah Patterson and William Tapscott,	Void: "Pay to The Order Of" line runs into the address line.	8100-002		(\$24,490.50)	\$5,300.00
11/19/2003	3	Daniel Patterson, II & Deborah Patterson & William Tapscott	Per Order Approving Settlement Signed 10/29/03.	8100-002		\$5,300.00	\$0.00
03/04/2004	4	William K. Tapscott, Jr.	Per Order EOD 2/20/04 to Pay Settlement and Fees; Flintkote & Texaco.	*		\$3,712.47	(\$3,712.47)
			\$3,600.00	3210-600			(\$3,712.47)
			\$(112.47)	3210-600			(\$3,712.47)
03/04/2004	5	Daniel F. Patterson & Deborah A. Patterson & William K. Tapscott,	Per Order EOD 2/20/04 to Pay Settlements of Flintkote & Texaco.	8100-002		\$5,059.50	(\$8,771.97)
03/04/2004		Transfer From Acct#8020212011	Per Order to Pay Settlement and Fees EOD 2/20/04.	9999-000	\$8,771.97		\$0.00

SUBTOTALS

\$38,562.47

\$38,562.47

FORM 2 **CASH RECEIPTS AND DISBURSEMENTS RECORD**

Page No: 2

Case No. 02-12011
Case Name: PATTERSON, J.L. DANIEL, F. & PATTERSON, DEBORAH A.
Taxpayer ID #: 76-6190538
For Period Beginning: 3/1/2002
For Period Ending: 2/28/2005

Trustee Name: Daniel Jacob Goldberg
Bank Name: Sterling Bank
Checking Acct #: 8010212011
Account Title: Patterson, J.L. Daniel & Deborah
Blanket bond (per case limit): \$300,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
12/03/2004	6	William K. Tapscott, Jr.	Per Order EOD 11/5/04 Fees: \$10,702.41 / Expenses: \$23.32 Settlements: Rapid American \$80; No. Amer. Refract \$2,800; Johns-Man \$2,500; Crown Cork \$97.52; Crown Cork \$7,500; Champlain \$10,000; Celotex \$1,716; Aqua-Chem \$3,000.	*		\$10,725.73	(\$10,725.73)
			\$(10,702.41)	3210-600			(\$10,725.73)
			\$(23.32)	3220-610			(\$10,725.73)
12/03/2004		Transfer From Acct#8020212011	Per Order EOD 11/5/04	9999-000	\$10,725.73		\$0.00
02/28/2005		Transfer From: # 8020212011	Transfer to Close Account	9999-000	\$17,431.07		\$17,431.07

TOTALS: \$66,719.27 \$49,288.20 \$17,431.07
Less: Bank transfers/CDS \$36,928.77 \$0.00
Subtotal \$29,790.50 \$49,288.20
Less: Payments to debtors \$0.00 \$34,850.00
Net \$29,790.50 \$14,438.20

For the period of 3/1/2002 to 2/28/2005

Total Compensable Receipts: \$0.00
Total Non-Compensable Receipts: \$29,790.50
Total Comp/Non Comp Receipts: \$29,790.50
Total Internal/Transfer Receipts: \$36,928.77
Total Compensable Disbursements: \$14,438.20
Total Non-Compensable Disbursements: \$34,850.00
Total Comp/Non Comp Disbursements: \$49,288.20
Total Internal/Transfer Disbursements: \$0.00

For the entire history of the account between 09/22/2003 to 2/28/2005

Total Compensable Receipts: \$0.00
Total Non-Compensable Receipts: \$29,790.50
Total Comp/Non Comp Receipts: \$29,790.50
Total Internal/Transfer Receipts: \$36,928.77
Total Compensable Disbursements: \$14,438.20
Total Non-Compensable Disbursements: \$34,850.00
Total Comp/Non Comp Disbursements: \$49,288.20
Total Internal/Transfer Disbursements: \$0.00

FORM 2

CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 3

Case No. 02-12011
Case Name: PATTERSON, JI, DANIEL F. & PATTERSON, DEBORAH A.
Taxpayer ID #: 76-6190538
For Period Beginning: 3/1/2002
For Period Ending: 2/28/2005

Trustee Name: Daniel Jacob Goldberg
Bank Name: Sterling Bank
Money Market Acct #: 8020212011
Account Title:
Blanket bond (per case limit): \$300,000.00
Separate bond (if applicable):

1	2	3	4	5	6	7	
Transaction Date	Check or Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
01/28/2004		Baron & Budd, PC	CK #590436 - PR Texaco	*	\$8,000.00		\$8,000.00
	{5}		Non Exempt Portion	1149-002			\$8,000.00
	{5}		Non Exempt Portion	1149-000			\$8,000.00
01/28/2004	(5)	Baron & Budd, PC	CK #590435 - Flintkote	1149-002	\$1,000.00		\$9,000.00
01/30/2004	(INT)	Sterling Bank	Interest Earned For January	1270-000	\$0.15		\$9,000.15
02/27/2004	(INT)	Sterling Bank	Interest Earned For February	1270-000	\$1.43		\$9,001.58
03/04/2004		Transfer To Acct#8010212011	Per Order to Pay Settlement and Fees EOD 2/20/04.	9999-000		\$8,771.97	\$229.61
03/31/2004	(INT)	Sterling Bank	Interest Earned For March	1270-000	\$0.18		\$229.79
04/30/2004	(INT)	Sterling Bank	Interest Earned For April	1270-000	\$0.04		\$229.83
05/28/2004	(INT)	Sterling Bank	Interest Earned For May	1270-000	\$0.04		\$229.87
06/30/2004	(INT)	Sterling Bank	Interest Earned For June	1270-000	\$0.04		\$229.91
07/30/2004	(INT)	Sterling Bank	Interest Earned For July	1270-000	\$0.04		\$229.95
08/23/2004	(5)	Baron & Budd, PC	CK #647871; Aquachem	1149-000	\$3,000.00		\$3,229.95
08/23/2004	(5)	Baron & Budd, PC	CK #647773; Celotex (10% of gross settlement iao \$17,160)	1149-000	\$1,716.00		\$4,945.95
08/23/2004	(5)	Baron & Budd, PC	CK #647774; Champlain (10% of gross settlement iao \$100,000)	1149-000	\$10,000.00		\$14,945.95
08/23/2004	(5)	Baron & Budd, PC	CK #647778; CrownCork (10% of gross settlement iao \$75,000)	1149-000	\$7,500.00		\$22,445.95
08/23/2004	(5)	Baron & Budd, PC	CK #647766; CrownCork Int. (10% of gross settlement iao \$975.20)	1149-000	\$97.52		\$22,543.47
08/23/2004	(5)	Baron & Budd, PC	CK #647781; Manville (10% of gross settlement iao \$25,000)	1149-000	\$2,500.00		\$25,043.47
08/23/2004	(5)	Baron & Budd, PC	CK #647780; Narco (10% of gross settlement iao \$28,000)	1149-000	\$2,800.00		\$27,843.47
08/31/2004	(INT)	Sterling Bank	Interest Earned For August	1270-000	\$1.25		\$27,844.72
09/20/2004	(5)	Baron & Budd, PC	CK #649811; Settle Rapid American Corp.	1149-000	\$80.00		\$27,924.72

SUBTOTALS

\$36,696.69

\$8,771.97

FORM 2
CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 4

Case No. 02-12011
Case Name: PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.
Taxpayer ID #: 76-6190538
For Period Beginning: 3/1/2002
For Period Ending: 2/28/2005

Trustee Name: Daniel Jacob Goldberg
Bank Name: Sterling Bank
Money Market Acct #: 8020212011
Account Title:
Blanket bond (per case limit): \$300,000.00
Separate bond (if applicable):

1 Transaction Date	2 Check or Ref. #	3 Paid to/ Received From	4 Description of Transaction	Uniform Tran Code	5 Deposit \$	6 Disbursement \$	7 Balance
09/28/2004	(9)	Baron & Budd, PC	Ck #657697; Quarterly Interest 9/21/04 - R/WB Settlement	1223-000	\$23.09		\$27,947.81
09/28/2004	(9)	Baron & Budd, PC	Ck #657696; Quarterly Interest 9/21/04	1223-000	\$184.50		\$28,132.31
09/30/2004	(INT)	Sterling Bank	Interest Earned For September	1270-000	\$4.57		\$28,136.88
10/29/2004	(INT)	Sterling Bank	Interest Earned For October	1270-000	\$4.77		\$28,141.65
11/30/2004	(INT)	Sterling Bank	Interest Earned For November	1270-000	\$4.61		\$28,146.26
12/03/2004		Transfer To Acct#8010212011	Per Order EOD 11/5/04	9999-000		\$10,725.73	\$17,420.53
12/31/2004	(INT)	Sterling Bank	Interest Earned For December	1270-000	\$3.07		\$17,423.60
01/31/2005	(INT)	Sterling Bank	Interest Earned For January	1270-000	\$2.96		\$17,426.56
02/28/2005	(INT)	Sterling Bank	Account Closing Interest As Of 2/28/2005	1270-000	\$4.51		\$17,431.07
02/28/2005		Transfer To: Patterson, II, Daniel & Deborah # 8010212011	Transfer to Close Account	9999-000		\$17,431.07	\$0.00

TOTALS:	\$36,928.77	\$36,928.77	\$0.00
Less: Bank transfers/CDS	\$0.00	\$36,928.77	
Subtotal	\$36,928.77	\$0.00	
Less: Payments to debtors	\$0.00	\$0.00	
Net	\$36,928.77	\$0.00	

For the period of 3/1/2002 to 2/28/2005

Total Compensable Receipts: \$31,869.27
Total Non-Compensable Receipts: \$5,059.50
Total Comp/Non Comp Receipts: \$36,928.77
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$0.00
Total Non-Compensable Disbursements: \$0.00
Total Comp/Non Comp Disbursements: \$0.00
Total Internal/Transfer Disbursements: \$36,928.77

For the entire history of the account between 01/28/2004 to 2/28/2005

Total Compensable Receipts: \$31,869.27
Total Non-Compensable Receipts: \$5,059.50
Total Comp/Non Comp Receipts: \$36,928.77
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$0.00
Total Non-Compensable Disbursements: \$0.00
Total Comp/Non Comp Disbursements: \$0.00
Total Internal/Transfer Disbursements: \$36,928.77

FORM 2 **CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No. 02-12011
Case Name: PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.
Taxpayer ID #: 76-6190538
For Period Beginning: 3/1/2002
For Period Ending: 2/28/2005

Trustee Name: Daniel Jacob Goldberg
Bank Name: Sterling Bank
Money Market Acct #: 8020212011
Account Title:
Blanket bond (per case limit): \$300,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTAL - ALL ACCOUNTS

NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCES
\$66,719.27	\$14,438.20	\$17,431.07

For the period of 3/1/2002 to 2/28/2005

Total Compensable Receipts: \$31,869.27
Total Non-Compensable Receipts: \$34,850.00
Total Comp/Non Comp Receipts: \$66,719.27
Total Internal/Transfer Receipts: \$36,928.77

For the entire history of the case between 03/01/2002 to 2/28/2005
Total Compensable Receipts: \$31,869.27
Total Non-Compensable Receipts: \$34,850.00
Total Comp/Non Comp Receipts: \$66,719.27
Total Internal/Transfer Receipts: \$36,928.77

Total Compensable Disbursements: \$14,438.20
Total Non-Compensable Disbursements: \$34,850.00
Total Comp/Non Comp Disbursements: \$49,288.20
Total Internal/Transfer Disbursements: \$36,928.77

Total Compensable Disbursements: \$14,438.20
Total Non-Compensable Disbursements: \$34,850.00
Total Comp/Non Comp Disbursements: \$49,288.20
Total Internal/Transfer Disbursements: \$36,928.77

Eastern District of Texas Claims Register

02-12011 Daniel F. Patterson and Deborah A. Patterson

Bankruptcy Judge Bill Parker

Debtor Name: PATTERSON,DANIEL F.

Claim No: 1	Creditor Name: Capital One Bank P.O. Box 85167 Richmond, VA 23285 800-846-9966	Last Date to File Claims: Last Date to File (Govt): 11/03/2002 Filing Status: Docket Status: Late: N
Claim Date: 07/25/2002	Amends Claim No: Amended By Claim No:	Duplicates Claim No: Duplicated By Claim No:
Class	Amount Claimed	Amount Allowed
Unsecured	\$897.98	
Total	\$897.98	
Description:		
Remarks:		

Claim No: 2	Creditor Name: Capital One Bank P.O. Box 85167 Richmond, VA 23285 800-846-9966	Last Date to File Claims: Last Date to File (Govt): 11/03/2002 Filing Status: Docket Status: Late: N
Claim Date: 07/25/2002	Amends Claim No: Amended By Claim No:	Duplicates Claim No: Duplicated By Claim No:
Class	Amount Claimed	Amount Allowed
Unsecured	\$645.21	
Total	\$645.21	
Description:		
Remarks:		

Claims Register Summary

Case Name: Daniel F. Patterson and Deborah A. Patterson

Case Number: 2002-12011

Chapter: 7

Date Filed: 03/01/2002

Total Number Of Claims: 2

	Total Amount Claimed	Total Amount Allowed
Unsecured	\$1543.19	
Secured		

Priority		
Unknown		
Administrative		
Total	\$1543.19	

PACER Service Center			
Transaction Receipt			
02/28/2005 16:17:47			
PACER Login:	rb0382	Client Code:	
Description:	Claims Register	Search Criteria:	02-12011 Filed or Entered From: 2/28/2000 Filed or Entered To: 2/28/2005
Billable Pages:	1	Cost:	0.08

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

EOD

09/08/2003

IN RE:	§	
Daniel F. Patterson, II	§	CASE NO. 02-12011
and Deborah A. Patterson	§	
DEBTORS	§	Chapter 7

**ORDER APPROVING MOTION TO APPROVE SETTLEMENT AND COMPROMISE
CONTROVERSY WITH GARLOCK, H.K. PORTER, CERTAIN-TEED, EAGLE
PICHER, PROKO IND., QUIGLEY CO., INC. ON AN ASBESTOSIS CLAIM; AND DISMISSING
MOTION TO COMPENSATE ATTORNEY WILLIAM K. TAPSCOTT, JR.**

ON THIS DATE, came on to be considered the Motion of Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson. To Approve Settlement and Compromise with Garlock, Inc., H.K. Porter, Certain-Teed, Eagle Picher Industries, Inc., Proko Industries, Inc., and Quigley Company Inc. on an asbestos related claim and Payment of Attorneys Fees and Costs (the "Motion"). The Court, after considering the Motion and the record before it makes the following findings:

1. Notice of the Motion is appropriate under Federal and Local Rules of Bankruptcy Procedure;
2. The Court has evaluated the applicable standards for approving a compromise of controversy under Fed. R. Civ.P. 9019 as set forth within *Protective Committee v. Anderson*, 390 U.S. 414, 424-425 and *Connecticut General Life Ins. Co. v. United Cos. Fin. Corp.*, 68 F.3d 914, 917 (5th Cir. 1994) and has determined that the Trustee's probability of success is uncertain. Litigation would be expensive and time consuming considering the amount in controversy, and the settlement of the action against Garlock, Inc., H.K. Porter, Certain-Teed, Eagle Picher Industries, Inc., Proko Industries, Inc., and Quigley Company Inc. in the total settlement amount of \$24,490.50 is in the best interest of the Estate of Daniel F. Patterson, II and Deborah A. Patterson and its

creditors.

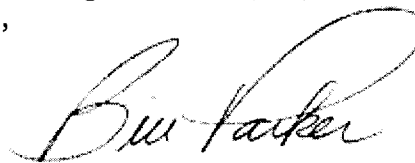
3. Based upon the foregoing, it is hereby ORDERED that the settlement and compromise between Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson, and Garlock, Inc., H.K. Porter, Certain-Teed, Eagle Picher Industries, Inc., Proko Industries, Inc., and Quigley Company Inc. is APPROVED, for a gross settlement of \$24,490.50.

4. The Trustee is further authorized to turn over to the Debtors, Daniel F. Patterson, II and Deborah A. Patterson by and through their attorney of record, William K. Tapscott, Jr. of the Law Firm of Baron & Budd, P.C., the sum of \$24,490.50, the amount claimed as exempt by the Debtors under 11 U.S.C. 522 (d)(11). From said sum, William K. Tapscott, Jr. is to deduct his proportionate share of fees and costs as it relates to the entire settlement amount.

5. It is further Ordered that the Application for Compensation of Mr. William K. Tapscott, Jr. is dismissed as moot since the entire proceeds of the settlement as approved is being transmitted to the Debtors as exempt property and no payment is to be made to William K. Tapscott, Jr. from property of the bankruptcy estate.

6. It is further Ordered that Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson is hereby authorized to execute all documents necessary to effectuate the terms of this Order.

Signed this ____ Day of _____, Signed on 09/06/2003



BILL PARKER
UNITED STATES BANKRUPTCY JUDGE

EOD

10/29/2003

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

IN RE:

**Daniel F. Patterson, II
and Deborah A. Patterson
DEBTORS**

§
§
§
§

**CASE NO. 02-12011
Chapter 7**

**ORDER APPROVING MOTION TO APPROVE SETTLEMENT AND COMPROMISE
CONTROVERSY WITH GEORGIA-PACIFIC AND "NARCO" ON AN ASBESTOSIS
CLAIM; AND COMPENSATE ATTORNEY WILLIAM K. TAPSCOTT, JR.**

ON THIS DATE, came on to be considered the Motion of Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson. To Approve Settlement and Compromise with Georgia-Pacific and "NARCO" on an asbestos related claim and Payment of Attorneys Fees (the "Motion"). The Court, after considering the Motion and the record before it makes the following findings:

1. Notice of the Motion is appropriate under Federal and Local Rules of Bankruptcy Procedure;

2. The Court has evaluated the applicable standards for approving a compromise of controversy under Fed. R. Civ.P. 9019 as set forth within *Protective Committee v. Anderson*, 390 U.S. 414, 424-425 and *Connecticut General Life Ins. Co. v. United Cos. Fin. Corp.*, 68 F.3d 914, 917 (5th Cir. 1994) and has determined that the Trustee's probability of success is uncertain. Litigation would be expensive and time consuming considering the amount in controversy, and the settlement of the action against Georgia-Pacific and "NARCO" in the total settlement amount of \$5,300.00 is in the best interest of the Estate of Daniel F. Patterson, II and Deborah A. Patterson and its creditors.

3. Based upon the foregoing, it is hereby ORDERED that the settlement and

compromise between Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson, and Georgia-Pacific and "NARCO" is APPROVED, for a gross settlement of \$5,300.00.

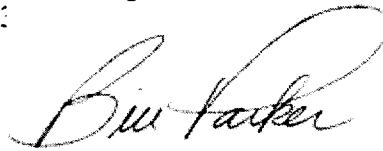
4. The Trustee is further authorized to turn over to the Debtors, Daniel F. Patterson, II and Deborah A. Patterson by and through their attorney of record, William K. Tapscott, Jr. of the Law Firm of Baron & Budd, P.C., the sum of \$5,300.00, the amount claimed as exempt by the Debtors under 11 U.S.C. 522 (d)(11). From said sum, William K. Tapscott, Jr. is to deduct his proportionate share of fees and costs as it relates to the entire settlement amount.

5. It is further Ordered that the Application for Compensation of Mr. William K. Tapscott, Jr. be **Granted**, and that Mr. William K. Tapscott, Jr. is hereby Awarded Attorney's Fees in the amount of \$2,120.00, for a total of \$2,120.00 to be paid from the Debtors settlement funds as stated in the Application filed.

6. It is further Ordered that Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson is hereby authorized to execute all documents necessary to effectuate the terms of this Order.

Signed this ____ Day of _____, 2003

Signed on 10/29/2003



BILL PARKER
UNITED STATES BANKRUPTCY JUDGE

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

IN RE:	§	
Daniel F. Patterson, II	§	CASE NO. 02-12011
and Deborah A. Patterson	§	
DEBTORS	§	Chapter 7

**ORDER APPROVING MOTION TO APPROVE SETTLEMENT AND COMPROMISE
CONTROVERSY WITH FLINTKOTE AND TEXACO ON AN ASBESTOSIS CLAIM;
AND COMPENSATE ATTORNEY WILLIAM K. TAPSCOTT, JR.**

ON THIS DATE, came on to be considered the Motion of Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson. To Approve Settlement and Compromise with Flintkote and Texaco on an asbestos related claim and Payment of Attorneys Fees and Expenses, and exempt funds to the Debtors (the "Motion"). The Court, after considering the Motion and the record before it makes the following findings:

- a. Notice of the Motion is appropriate under Federal and Local Rules of Bankruptcy Procedure;
- b. The Court has evaluated the applicable standards for approving a compromise of controversy under Fed. R. Civ.P. 9019 as set forth within *Protective Committee v. Anderson*, 390 U.S. 414, 424-425 and *Connecticut General Life Ins. Co. v. United Cos. Fin. Corp.*, 68 F.3d 914, 917 (5th Cir. 1994) and has determined that the Trustee's probability of success is uncertain. Litigation would be expensive and time consuming considering the amount in controversy, and the settlement of the action against Flintkote (\$1,000.00) and Texaco (\$8,000.00) in the total settlement amount of \$9,000.00 is in the best interest of the Estate of Daniel F. Patterson, II and Deborah A. Patterson and its creditors.

3. Based upon the foregoing, it is hereby ORDERED that the settlement and compromise between Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson, and Flintkote and Texaco is APPROVED, for a gross settlement of \$9,000.00.

4. It is further Ordered that the Application for Compensation of Mr. William K. Tapscott, Jr. be **Granted**, and that Mr. William K. Tapscott, Jr. is hereby Awarded Attorney's Fees in the amount of \$3,600.00 and expenses of \$112.47, for a total of \$3,712.47 to be paid from the settlement funds as stated in the Application filed in accordance with the procedures set out in the case of In Re Harrington decided by this Court on December 29, 2003.

5. The Trustee is further authorized to turn over to the Debtors, Daniel F. Patterson, II and Deborah A. Patterson by and through their attorney of record, William K. Tapscott, Jr. of the Law Firm of Baron & Budd, P.C., the sum of \$5059.50, the balance of the amount claimed as exempt by the Debtors to be paid from the settlement funds as stated in the Application filed in accordance with the procedures set out in the case of In Re Harrington decided by this Court on December 29, 2003.

6. It is further Ordered that Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson is hereby authorized to execute all documents necessary to effectuate the terms of this Order.

Signed this ____ Day of _____, 2004.

Signed on 2/20/2004

A handwritten signature in black ink, appearing to read "Bill Parker", written over a horizontal line.

BILL PARKER
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

EOD
11/05/2004

IN RE:	§	
DANIEL F. PATTERSON, II	§	CASE NO. 02-12011-BP
and DEBORAH A. PATTERSON	§	
Debtors	§	Chapter 7

**ORDER APPROVING MOTION TO APPROVE SETTLEMENT AND COMPROMISE
CONTROVERSY WITH RAPID AMERICAN CORP., NORTH AMERICAN
REFRACTORIES, JOHNS-MANVILLE CORP., CROWN CORK & SEAL CO., INC.,
CHAMPLAIN CABLE CORP., CELOTEX CORP., AND AQUA-CHEM., INC. ON
ASBESTOSIS CLAIMS; AND COMPENSATE ATTORNEY
WILLIAM K. TAPSCOTT, JR. OF THE BARON & BUDD LAW FIRM**

ON THIS DATE, came on to be considered the Motion of Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson. To Approve Settlement and Compromise with Rapid American Corporation, North American Refractories, Johns-Manville Corporation, Crown Cork & Seal (Interest), Crown Cork & Seal Company, Inc., Champlain Cable Corporation, Celotex Corporation, and Aqua-Chem., Inc. on an asbestos related claims and Payment of Attorneys Fees and Expenses, and exempt funds to the Debtors (the "Motion"). The Court, after considering the Motion and the record before it makes the following findings:

- a. Notice of the Motion is appropriate under Federal and Local Rules of Bankruptcy Procedure;
- b. The Court has evaluated the applicable standards for approving a compromise of controversy under Fed. R. Civ.P. 9019 as set forth within *Protective Committee v. Anderson*, 390 U.S. 414, 424-425 and *Connecticut General Life Ins. Co. v. United Cos. Fin. Corp.*, 68 F.3d 914, 917 (5th Cir. 1994) and has determined that the Trustee's probability of success is uncertain. Litigation would be expensive and time consuming considering the amount in controversy, and the

settlement of the action against Rapid American Corporation (\$80), North American Refractories (\$2,800), Johns-Manville Corporation (\$2,500), Crown Cork & Seal (Interest)(\$97.52), Crown Cork & Seal Company, Inc. (\$7,500), Champlain Cable Corporation (\$10,000), Celotex Corporation (\$1,716), and Aqua-Chem., Inc.(\$3,000)in the total settlement amount of \$27,693.52 is in the best interest of the Estate of Daniel F. Patterson, II and Deborah A. Patterson and its creditors.

3. Based upon the foregoing, it is hereby ORDERED that the settlement and compromise between Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson, and Rapid American Corporation, North American Refractories, Johns-Manville Corporation, Crown Cork & Seal (Interest), Crown Cork & Seal Company, Inc., Champlain Cable Corporation, Celotex Corporation, and Aqua-Chem., Inc. is APPROVED, for a gross settlement of \$27,693.52.

4. It is further Ordered that the Application for Compensation of Mr. William K. Tapscott, Jr. be **Granted**, and that Mr. William K. Tapscott, Jr. is hereby Awarded Attorney's Fees in the amount of \$10,702.41 and expenses of \$23.32, for a total of \$10,725.73 to be paid from the settlement funds as stated in the Application filed in accordance with the procedures set out in the case of In Re Harrington decided by this Court on December 29, 2003.

5. It is further Ordered that Daniel Jacob Goldberg, Chapter 7 Trustee of the Estate of Daniel F. Patterson, II and Deborah A. Patterson is hereby authorized to execute all documents necessary to effectuate the terms of this Order.

Signed this ____ Day of _____, 2004.

Signed on 11/4/2004



THE HONORABLE BILL PARKER
CHIEF UNITED STATES BANKRUPTCY JUDGE

SCHEDULE B

APPLICATION FOR COMPENSATION

Case Name: **PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.**

Case Number: **02-12011**

COMPUTATION OF COMMISSIONS

Receipts	\$	20,813.20	25.00% of First \$5,000.00	\$	1,250.00
Less		-\$5,000.00	(\$1,250.00 Max)		
Balance	\$	15,813.20	10.00% of Next \$45,000.00	\$	1,581.32
Less		-\$45,000.00	(\$4,500.00 Max)		
Balance	\$	0.00	5.00% of Next \$950,000.00	\$	0.00
Less		-\$950,000.00	(\$47,500.00 Max)		
Balance	\$	0.00	3.00% of Balance	\$	0.00
TOTAL COMPENSATION REQUESTED					\$ 2,831.32

TRUSTEE EXPENSES:

Copies	\$451.50
Fax	\$7.00
Phone	\$8.70
Postage	\$104.76
CMRRR	\$11.60
Teresa Diez, Paralegal	\$747.50
Teresa Diez, Clerical	\$425.00

Total Unreimbursed Expenses: **\$1,756.06**

RECORDS: ☒X___Trustee did not take possession of business or personal records of Debtor.
Notice given Debtor on _____ to pick up business or personal records in hands of Trustee.

RESUME OF THE PARALEGAL ASSISTANT TO THE TRUSTEE

Teresa M. Diez

Employed by the Trustee on September 17, 2001 to Present. Having over 8 years experience in Chapter 13 Trustee offices in Houston and Corpus Christi, Texas and bankruptcy law for a creditor law firm in Houston, Texas, and Chapter 7 Trustee office in Houston, Texas.

Her duties performed for the Trustee are as follows: the loading of information into the case management system when files are received. Setting up of files and financial files, filing, and document filing with the court. Preparing of Trustee's Report of No Distribution and various correspondence between Trustee and interested parties. Answer telephone calls regarding routine questions. Assisting with the location, collection and disposition of assets. Assisting in the collection of sale proceeds and accounts receivable. Answering questions from creditors, opening bank accounts, securing Tax Identification numbers, preparing deposits and disbursement checks, posting deposits and disbursements into the computer, reconciling monthly bank statements, verifying receipts against bank statements, organizing files in preparation of creditor meetings. Preparing objections to claims and other legal documents. Mailing notices. Preparing of Semi-Annual reports, Trustee's Final Reports, Requests for Compensation, and Trustee's Supplemental Final Reports. Assisting the Trustee with filing motions on litigation settlements and fee applications for special counsel. Filing of Motions to employ accountants, attorney's, and special counsel.

Daniel J. Goldberg, Chapter 7 Trustee
Time Entries

Daniel J. Goldberg, Chapter 7 Trustee

February 25, 2005

Case # 02-12011

Re: PATTERSON, DANIEL F. II & PATTERSON, DEBTORS
PATTERSON, DANIEL F. II
PATTERSON, DEBORAH A.

DATE	ATTY	DESCRIPTION	HOURS	AMOUNT
Mar-21-02	TMD	Open Bankruptcy file, make file label, enter in time keeping system, enter in bankruptcy system, copy and bracket schedules for trustee review.	0.30	7.50
Apr-22-02	TMD	Prepare file and documents for 341 Meeting.	0.30	7.50
May-08-02	TMD	Enter Proof of Claim deadline date in Eagle System.	0.10	2.50
May-09-02	TMD	Draft Letter to Baron & Budd on Asbestosis Claim with Mr. Daniel Patterson; cc'd: Robert Baron.....and sent letter to Daniel Cartwright on Celebrex Claim with Mrs. Deborah Patterson; cc'd: Robert Baron and Goforth Lewis, LLP.	0.30	19.50
May-10-02	TMD	Draft Motion Declare Money Over Exempt Amounts are Property of Estate, and Order; copies and mailing documents.	1.00	65.00
May-10-02	TMD	Enter Assets in case.	1.60	40.00
May-13-02	TMD	Draft letter to clerk to file Motion to Confirm Amounts Over Those Claimed Exempt Are Property of The Ch. 7 Estate.	.20	5.00
May-20-02	TMD	Returned call to Laura Riddle @ Baron & Budd 1-800-222-2766; left her voicemail message. Ms. Riddle will fax us copy of contract.	0.30	7.50
May-28-02	TMD	Draft letter to Tapscott re settlement, and if he wants to represent the estate as special counsel.	0.30	19.50

Jun-04-02	TMD	Received Call From Tapscott's office: wants us to file Motion Hire him as Special Counsel.	0.30	7.50
Jun-05-02	TMD	Pull court pacer for information.	0.10	2.50
Jun-11-02	TMD	Fax to Tina Cosse with Tapscott's office, forwarding draft copy of Application to Employ Tapscott.	0.20	5.00
Jun-24-02	TMD	Call to Tina Cosse requesting copy of fee contract.	0.30	7.50
Jun-27-02	TMD	Received Affidavit from Tapscott's office (Tina Cosse @ 1-800-222-2766 for assistance).	0.20	5.00
Jul-18-02	TMD	Draft Trustee's Application to Employ Attorney as Special Counsel, Affidavit, and Order for filing with court; copies and mailing of documents.	1.20	78.00
Jul-19-02	TMD	Draft letter to clerk for filing the Application to Employ Special Counsel.	0.20	5.00
Sep-25-02	TMD	Draft letter to Tapscott regarding receipt of settlement sheets and forwarding copy of Motion to Approve Settlement and Compromise Controversy and explanation of bankruptcy procedures.	0.20	5.00
Oct-22-02	TMD	Call from Katy w/Baron & Budd re: Settlement offer with JT Thorpe (asbestosis case).	0.30	7.50
Feb-10-03	TMD	Draft letter to Tapscott, responding to his letter of 2/5/03 on settlements from Combustion Engineering.	0.30	7.50
Feb-14-03	TMD	Returned call to Mrs. Patterson; answered questions debtor had on letter trustee sent Tapscott on 2-10-03.	0.10	2.50
Mar-13-03	TMD	Draft correspondence with Laura Riddle of Baron & Budd regarding Releases.	0.20	5.00
Mar-25-03	TMD	Correspondence with Laura Riddle, forwarding Orders on Settlements.	0.30	7.50
Mar-31-03	TMD	Review correspondence from Laura Riddle of Baron & Budd, requesting trustee letter on Releases.	0.20	5.00

Apr-3-03	TMD	Draft correspondence with Tapscott responding to Laura Riddles email of March 31, 2003.	0.30	7.50
May-15-03	TMD	Review of settlement forms from Laura Riddle and draft a response to correspondence.	0.30	7.50
May-29-03	TMD	Draft status sheet on current settlements for trustee records.	0.40	10.00
Jun-6-03	TMD	Draft correspondence to Baron & Budd requesting settlement sheets on current settlements.	0.20	5.00
Jun-11-03	TMD	Receive and review correspondence from Laura Riddle.	0.10	2.50
Jun-18-03	TMD	Called Laura Riddle to discuss request for settlements sheets and information needed.	0.20	5.00
Jun-19-03	TMD	Receive and review settlement sheet information from Baron & Budd.	0.20	5.00
Jun-30-03	TMD	Draft Motion to Approve Settlement And Compromise Controversy with Garlock, HK Porter, Certain-Teed, Eagle Picher, Proko Ind., Quigley Co., Inc. on Asbestosis Claim; and Application For Compensation for Attorney William K. Tapscott, Jr.; and Order Thereon for filing with the Court; letter to court for filing instructions, make copies of documents and mail to all parties on service list.	1.00	65.00
Sep-12-03	TMD	Call from Laura Riddle advising they have new settlement funds.	0.20	5.00
Sep-15-03	TMD	Call from Tapscott's office regarding their fees.	0.10	2.50
Sep-22-03	TMD	Open Financial File and Checking Account; make eight deposits into checking account. Correspondence with bank on Tax ID# and account confirmation.	0.70	17.50
Sep-26-03	TMD	Draft Motion to Approve Settlements of Georgia-Pacific and Narco, and Pay Sp Counsel for filing with Court; make copies of document and mail to all parties on service list; Draft letter to Clerk with filing instructions.	1.00	65.00
Sep-30-03	TMD	Call from Patterson on settlement check; correspondence with Laura Riddle on same.	0.30	7.50

Oct-1-03	TMD	Returned call of Patterson regarding settlement funds and my correspondence with Baron & Budd.	0.20	5.00
Oct-1-03	TMD	Disburse exempt funds to debtor.	0.20	5.00
Oct-7-03	TMD	Correspondence with Mr. Tapscott forwarding checks per signed Order.	0.30	7.50
Oct-8-03	TMD	Call from Patterson's. Spoke with Mr. and Mrs. Patterson on checks mailed to Baron & Budd.	0.10	2.50
Oct-10-03	TMD	Baron & Budd called to verify that check is in the mail; advised them on when funds for Narco & Georgia Pacific might be sent; Laura Riddle advised that additional settlements are coming in; advised Laura on approximate amount of debtors exempt portion remaining.	0.20	5.00
Nov-10-03	TMD	Correspondence with Laura Riddle on status of checks trustee office sent to Baron & Budd back in September; Debtor is calling asking about his exempt portion.	0.30	7.50
Nov-19-03	TMD	Disburse exempt funds to debtor; letter to Tapscott forwarding check and Order.	0.30	7.50
Nov-20-03	TMD	Correspondence to Laura Riddle advising that our office mailed debtors check today.	0.20	5.00
Jan-19-04	TMD	Call from Laura Riddle advising that they are sending trustee funds and settlement sheets.	0.20	5.00
Jan-28-04	TMD	Open Money Market account and make two deposits into money market account.	0.20	5.00
Jan-29-04	TMD	Draft Motion to Approve Settlement and Compromise Controversy with Flintkote & Texaco On Asbestosis Claim; and Application for Compensation For Attorney, Exhibits, Mailing Matrix, and Order thereon for filing with the court; copies made of document and mailed to all parties on service list.	1.00	65.00
Jan-30-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Feb-27-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00

Mar-4-04	TMD	Disburse attorney fees and expenses to William Tapscott.	0.20	5.00
Mar-4-04	TMD	Disburse exempt funds to debtor.	0.20	5.00
Mar-10-04	TMD	Receipt of correspondence from Laura Riddle with Baron & Budd law firm re Debtors exemptions and checks they received from trustee on settlements. Advised Laura that debtor is now fully paid on his exempt portion of the asbestosis lawsuit.	0.20	5.00
Mar-31-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Apr-30-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
May-28-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Jun-30-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Jul-30-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Aug-10-04	TMD	Correspondence from Laura Riddle advising on additional settlements to be sent to trustee.	0.20	5.00
Aug-23-04	TMD	Make seven deposits in money market account.	0.50	12.50
Aug-31-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Sep-20-04	TMD	Deposit funds into money market account.	0.20	5.00
Sep-28-04	TMD	Make two deposits into money market account.	0.30	7.50
Sep-30-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00

Oct-8-04	TMD	Pull Court Registry and print claims; Correspondence to Roger Martin, Accountant, and forward Form 1 and 2 for his review of tax returns for the estate.	0.50	12.50
Oct-13-04	TMD	Draft Motion to Settle Rapid American, No. American Refractories, Johns-Manville, Crown Cork & Seal, Champlain Cable, Celotex, Aqua- Chem and Pay Tapscott for filing with the court; mail all parties copy of document.	1.00	65.00
Oct-29-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Nov-18-04	TMD	Call from Dan Patterson regarding mail he received from trustee office; returned call and spoke to Mrs. Patterson and explained Abandonment document and advised I do not know at this time if excess funds are in this case.	0.30	7.50
Nov-30-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Dec-3-04	TMD	Disburse attorney fees and expenses to William Tapscott.	0.20	5.00
Dec-10-04	TMD	Returned call of Mr. Patterson and explained same information to him that I explained to Mrs. Patterson in November.	0.20	5.00
Dec-31-04	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Jan-19-05	TMD	Returned call of creditor; pulled matrix and claims registry and advised creditor that there is no listing for them and no claim filed on their behalf; advised them to contact their attorney and contact debtor's attorney.	0.30	7.50
Jan-31-05	TMD	Monthly reconciliation of bank accounts and post interest.	0.20	5.00
Feb-3-05	TMD	Returned call of Debra Patterson; regarding questions regarding not listing Discover debt of \$17,000 in her bankruptcy; told her to call Barron and advise him immediately.	0.20	5.00

Feb-25-05	TMD	Begin TFR Preparation	3.00	195.00
Feb-28-05	TMD	Finalize TFR	2.00	130.00

FEE SUMMARY:	Hours	Rate	Amount
Teresa M. Diez (Clerical)	17.00	\$25.00	\$425.00
Teresa M. Diez (Paralegal)	11.50	\$65.00	\$747.50

TIME AND BILLING EXPENSE REPORT

Page No: 1

Case No.: 02-12011

Case Name: PATTERSON, IL DANIEL F. & PATTERSON, DEBORAH A.

Trustee Name

Daniel Jacob Goldberg

DATE	RATE	QUANTITY	BILLABLE TOTAL	TOTAL	BILLING STATUS
Matter Code :					
Project Category :					
CMRRR					
02/28/2005	\$2.00	5.80	\$11.60	\$11.60	Billable
	Description: TFR & TDR Bank Statements				
		CMRRR Total:	\$11.60	\$11.60	
Copies					
04/26/2002	\$0.25	37.00	\$9.25	\$9.25	Billable
	Description: 341 Reports				
05/09/2002	\$0.25	4.00	\$1.00	\$1.00	Billable
	Description: Letter: Cartwright / CC: Barron & Goforth Lewis				
05/09/2002	\$0.25	3.00	\$0.75	\$0.75	Billable
	Description: Letter: B&Budd / CC: R. Barron				
05/10/2002	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Docket				
05/10/2002	\$0.25	24.00	\$6.00	\$6.00	Billable
	Description: Mtn Confirm Amounts Over Claimed Exempt				
06/05/2002	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Docket				
07/18/2002	\$0.25	49.00	\$12.25	\$12.25	Billable
	Description: Mtn Employ Sp Counsel				
09/25/2002	\$0.25	3.00	\$0.75	\$0.75	Billable
	Description: Letter: Tapscott / CC: Debtors				
02/10/2003	\$0.25	3.00	\$0.75	\$0.75	Billable
	Description: Letter: Tapscott / CC: Debtors				
04/03/2003	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Letter Tapscott				
06/30/2003	\$0.25	6.00	\$1.50	\$1.50	Billable
	Description: Docket and Matrix				
07/02/2003	\$0.25	540.00	\$135.00	\$135.00	Billable
	Description: Motion to Settle with Garlock, HK Porter, Certain-Teed, Eagle Picher, Proko Ind., Quigley Co., Inc. and Pay Sp Counsel Fees				
09/22/2003	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Docket				
09/26/2003	\$0.25	253.00	\$63.25	\$63.25	Billable
	Description: Mtn Settle & Comp w/Georgia-Pacific & Narco & Fee App William Tapscott				
10/01/2003	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Docket				
10/07/2003	\$0.25	3.00	\$0.75	\$0.75	Billable
	Description: Tapscott / Debtors				
11/19/2003	\$0.25	4.00	\$1.00	\$1.00	Billable
	Description: Tapscott/Debtors/Financial File				
01/29/2004	\$0.25	201.00	\$50.25	\$50.25	Billable
	Description: Settle Texaco-Flintkote & Pay Tapscott				
03/05/2004	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Tapscott				
10/08/2004	\$0.25	6.00	\$1.50	\$1.50	Billable
	Description: Court Registry and Claims				
10/08/2004	\$0.25	4.00	\$1.00	\$1.00	Billable
	Description: Docket				
10/08/2004	\$0.25	8.00	\$2.00	\$2.00	Billable
	Description: Correspondence to Roger Martin, Accountant				

**TIME AND BILLING
EXPENSE REPORT**

Page No: 2

Case No.: 02-12011

Case Name: PATTERSON, IL DANIEL F. & PATTERSON, DEBORAH A.

Trustee Name

Daniel Jacob Goldberg

DATE	RATE	QUANTITY	BILLABLE TOTAL	TOTAL	BILLING STATUS
10/13/2004	\$0.25	235.00	\$58.75	\$58.75	Billable
	Description: Motion Settle Rapid American, No. American Refractories, Johns-Manville, Crown Cork & Seal, Champlain Cable, Celotex, Aqua-Chem and Pay Tapscott				
10/13/2004	\$0.25	149.00	\$37.25	\$37.25	Billable
	Description: Settle Rapid Amer, etc.				
10/25/2004	\$0.25	12.00	\$3.00	\$3.00	Billable
	Description: Register, Docket, Form 2				
11/16/2004	\$0.25	92.00	\$23.00	\$23.00	Billable
	Description: Abandon				
01/19/2005	\$0.25	3.00	\$0.75	\$0.75	Billable
	Description: Matrix, Register				
02/07/2005	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Claims Register				
02/28/2005	\$0.25	40.00	\$10.00	\$10.00	Billable
	Description: TFR				
02/28/2005	\$0.25	7.00	\$1.75	\$1.75	Billable
	Description: TDR				
02/28/2005	\$0.25	106.00	\$26.50	\$26.50	Billable
	Description: Financial File				
		Copies Total:	\$451.50	\$451.50	
Fax					
06/04/2002	\$0.25	2.00	\$0.50	\$0.50	Billable
	Description: Tina Cosse/Tapscott				
06/11/2002	\$0.25	7.00	\$1.75	\$1.75	Billable
	Description: Tina Cosse/Tapscott				
05/06/2003	\$0.25	18.00	\$4.50	\$4.50	Billable
	Description: Baron & Budd				
05/28/2003	\$0.25	1.00	\$0.25	\$0.25	Billable
	Description: Laura Riddle / Baron & Budd				
		Fax Total:	\$7.00	\$7.00	
Phone					
05/20/2002	\$0.10	5.00	\$0.50	\$0.50	Billable
	Description: Laura Riddle /Baron Budd				
06/24/2002	\$0.10	5.00	\$0.50	\$0.50	Billable
	Description: Tina Cosse / Tapscott				
06/27/2002	\$0.10	5.00	\$0.50	\$0.50	Billable
	Description: Tina Cosse/Tapscott				
02/13/2003	\$0.10	10.00	\$1.00	\$1.00	Billable
	Description: Mrs. Patterson				
05/27/2003	\$0.10	5.00	\$0.50	\$0.50	Billable
	Description: Laura Riddle / Baron Budd				
06/18/2003	\$0.10	8.00	\$0.80	\$0.80	Billable
	Description: Laura Riddle / Baron & Budd				
09/15/2003	\$0.10	8.00	\$0.80	\$0.80	Billable
	Description: William Tapscott				
10/01/2003	\$0.10	10.00	\$1.00	\$1.00	Billable
	Description: Patterson				
11/18/2004	\$0.10	11.00	\$1.10	\$1.10	Billable
	Description: Mrs. Patterson				
12/10/2004	\$0.10	10.00	\$1.00	\$1.00	Billable
	Description: Mr. Patterson				
01/19/2005	\$0.10	10.00	\$1.00	\$1.00	Billable
	Description: David Brown - Vanrue Credit Corp.				
		Phone Total:	\$8.70	\$8.70	

**TIME AND BILLING
EXPENSE REPORT**

Page No: 3

Case No.: 02-12011

Case Name: PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.

Trustee Name

Daniel Jacob Goldberg

DATE	RATE	QUANTITY	BILLABLE TOTAL	TOTAL	BILLING STATUS
Postage					
05/09/2002	\$0.37	3.00	\$1.11	\$1.11	Billable
	Description: Letter: Cartwright / CC: Barron & Goforth Lewis				
05/09/2002	\$0.37	2.00	\$0.74	\$0.74	Billable
	Description: Letter: B&Budd / CC: R. Barron				
05/10/2002	\$0.60	4.00	\$2.40	\$2.40	Billable
	Description: Mtn Confirm Amounts Over Claimed Exempt				
07/19/2002	\$0.60	5.00	\$3.00	\$3.00	Billable
	Description: Mtn Employ Sp Counsel				
09/25/2002	\$0.37	2.00	\$0.74	\$0.74	Billable
	Description: Letter: Tapscott / CC: Debtors				
02/10/2003	\$0.37	2.00	\$0.74	\$0.74	Billable
	Description: Letter: Tapscott / CC: Debtors				
04/03/2003	\$0.37	1.00	\$0.37	\$0.37	Billable
	Description: Letter Tapscott				
07/02/2003	\$0.60	25.00	\$15.00	\$15.00	Billable
	Description: Motion to Settle with Garlock, HK Porter, Certain-Teed, Eagle Picher, Proko Ind., Quigley Co., Inc. and Pay Sp Counsel Fees				
09/26/2003	\$0.83	25.00	\$20.75	\$20.75	Billable
	Description: Mtn Settle & Comp w/Georgia-Pacific & Narco & Fee App William Tapscott				
10/07/2003	\$0.37	2.00	\$0.74	\$0.74	Billable
	Description: Tapscott / Debtors				
11/19/2003	\$0.37	2.00	\$0.74	\$0.74	Billable
	Description: Tapscott/Debtors/Financial File				
01/29/2004	\$0.87	23.00	\$20.01	\$20.01	Billable
	Description: Settle Texaco-Flintkote & Pay Tapscott				
03/05/2004	\$0.37	1.00	\$0.37	\$0.37	Billable
	Description: Tapscott				
10/13/2004	\$0.60	25.00	\$15.00	\$15.00	Billable
	Description: Motion Settle Rapid American, No. American Refractories, Johns-Manville, Crown Cork & Seal, Champlain Cable, Celotex, Aqua-Chem and Pay Tapscott				
10/13/2004	\$23.00	0.60	\$13.80	\$13.80	Billable
	Description: Settle Rapid Amer., etc				
11/16/2004	\$0.37	23.00	\$8.51	\$8.51	Billable
	Description: Abandon				
02/28/2005	\$0.37	2.00	\$0.74	\$0.74	Billable
	Description: TFR Checks				
Postage Total:			\$104.76	\$104.76	
Teresa Diez, Clerical					
02/28/2005	\$25.00	17.00	\$425.00	\$425.00	Billable
	Description: For TFR information				
Teresa Diez, Clerical Total:			\$425.00	\$425.00	
Teresa Diez, Paralegal					
02/28/2005	\$65.00	11.50	\$747.50	\$747.50	Billable
	Description: For TFR information				
Teresa Diez, Paralegal Total:			\$747.50	\$747.50	
Project Category Total:			\$1,756.06	\$1,756.06	
Matter Code Total:			\$1,756.06	\$1,756.06	
EXPENSE SUMMARY:			\$1,756.06		

SCHEDULE C
EXPENSES OF ADMINISTRATION

Case Name: **PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.**

Case Number: **02-12011**

Description	Amount Claimed	Amount Allowed	Previously Paid	Due
1. 11 U.S.C. § 507(a)(1) Court Costs and Fees				
2. 11 U.S.C. § 503(b)(1)(A) Preservation of estate (Trustee operated Debtor's business)				
3. 11 U.S.C. § 503(b)(1)(B),(C) Post Petition taxes and related penalties				
4. 11 U.S.C. § 503(b)(2) Compensation and Reimbursement				
Special Counsel for Trustee Expenses	\$0.00	\$0.00	\$23.32	\$0.00
Special Counsel for Trustee Fees	\$0.00	\$0.00	\$14,414.88	\$0.00
Trustee Compensation	\$2,831.32	\$2,831.32	\$0.00	\$2,831.32
Trustee Expenses	\$1,756.06	\$1,756.06	\$0.00	\$1,756.06
5. U.S. Trustee Fees				
6. Other (list)				
Totals	\$4,587.38	\$4,587.38	\$14,438.20	\$4,587.38

Priority Claims are listed in Schedule E _____
There are no Priority Claims X

SCHEDULE D
SECURED CLAIMS

Case Name: **PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.**

Case Number: **02-12011**

Claim No.	Claimant Name	Amount Claimed	Amount Allowed	Amount Disallowed	Previously Paid	Due
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* = Includes Interest in amount Due

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES
IN THE FOLLOWING ORDER OF PRIORITY

Case Name: **PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.**
Case Number: **02-12011**

Priority Description	Claimant Name	Amount Claimed	Amount Allowed	Amount Paid	Due
None					

Unsecured Total: * \$1,657.52

* = Includes Interest in amount Due

COMPUTING TRUSTEE'S COMMISSION WHEN A SURPLUS IS RETURNED TO DEBTOR

In calculating the trustee's maximum compensation for those cases in which surplus is returned to the debtor, the amount of the surplus must be excluded from the base figure to which the allowable percentage rate is applied. Refer to 11 U.S.C. §326(a) which specifically excludes monies turned over to the debtor from being used as an element in the calculation of the maximum amount of compensation to which a trustee is entitled.

X= Trustee's Compensation (maximum possible)

Y= Costs of Administration (less trustee's maximum compensation) + amount paid or payable to creditors and others (except the debtor) (Includes trustee's expenses)

= **\$17,981.88**

S= Surplus to be returned to debtor

$$\begin{array}{l} \text{When Y is over \$3,750.00} \\ \text{but not more then \$44,250.00 :} \end{array} \quad X = \frac{1250 + 0.10 (Y - 5,000)}{0.90}$$

= \$2,831.32

Once the maximum amount of the trustee's compensation has been calculated, add this to the expenses of administration and other disbursements. Subtract this amount from the total estate monies available to determine the surplus to be returned to the debtor.

S = Total monies - (X + Y)

= \$31,869.27 - (\$2,831.32 + \$17,981.88)

= **\$11,056.07**

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

IN RE:

**PATTERSON, II, DANIEL F.
PATTERSON, DEBORAH A.**

DEBTOR(S)

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CASE NO. 02-12011

CHAPTER 7

TRUSTEE'S REPORT OF PROPOSED FINAL DISTRIBUTION

The undersigned Trustee of the bankruptcy estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distribution.

1. Court has entered Orders which have become final, and which dispose of all objections to proofs of claim, all objections to the Trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The Trustee proposes the following final distribution of the funds of the bankruptcy estate, and will make the distribution unless written objection thereto is filed with the Court and served upon the Trustee and upon The States Trustee.

1. Balance on Hand		\$17,431.07
2. Administrative Expenses to Be Paid Includes Trustee Fee & Expense	\$4,717.48	
3. Secured Claims To Be Paid	\$0.00	
4. Priority Claims To Be Paid	\$0.00	
5. Unsecured Claims To Be Paid	\$1,657.52	
6. Other Distributions To Be Paid (Excess Funds to Debtors)	\$11,056.07	
7. Total Distributions To Be Made (Sum of Lines 2 through 6)		\$17,431.07
8. Zero Balance After All Distributions (Line 1 less Line 7)		\$0.00

/s:/ DANIEL JACOB GOLDBERG

*See attached schedule of payees and amounts

Daniel Jacob Goldberg, Trustee

PROPOSED CLAIM DISTRIBUTION REPORT

Page No: 1

Trustee Name: Daniel Jacob Goldberg
Case Number: 02-12011
Case Name: PATTERSON, II, DANIEL F. & PATTERSON, DEBORAH A.
Claims Bar Date: 08/05/2002

Distribution Date: 02/28/2005
Distribution Amt: \$17431.07
Tax ID: 76-6190538
Date: 3/9/2005

Claim No	Creditor Name:	Claim Date:	Claim Class	Transaction Category	Proposed Distribution					
					Amount Allowed	Gross Amount	Deduction	Net Paid	Percentage	Interest
	DANIEL JACOB GOLDBERG Chapter 7 Trustee Houston TX 77056-1912	02/28/2005	507(a) 1 -- 503(b) ADMINISTRATIVE -- TRUSTEE COMPENSATION	2100-000	\$0.00	\$2831.32	\$0.00	\$2831.32	100.00%	\$0.00
Notes:										
	DANIEL J. GOLDBERG	10/03/2003	507(a) 1 -- 503(b) ADMINISTRATIVE -- TRUSTEE EXPENSES	2200-000	\$1756.06	\$1756.06	\$0.00	\$1756.06	100.00%	\$130.10
1	CAPITAL ONE BANK P.O. Box 85167 Richmond VA 23285	07/25/2002	UNSECURED	7100-000	\$897.98	\$897.98	\$0.00	\$897.98	100.00%	\$66.53
Notes: Acct #4388641882288249										
2	CAPITAL ONE BANK P.O. Box 85167 Richmond VA 23285	07/25/2002	UNSECURED	7100-000	\$645.21	\$645.21	\$0.00	\$645.21	100.00%	\$47.80
Notes: Acct #5291071642950859										
3	DANIEL F. AND DEBORAH A. PATTERSON, II	02/28/2005	Excess Funds	8200-002	\$11056.07	\$11056.07	\$0.00	\$11056.07	100.00%	\$0.00
Notes:										
TOTALS:					\$14355.32	\$17186.64	\$0.00	\$17186.64		\$244.43

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

IN RE:

**PATTERSON, II, DANIEL F.
PATTERSON, DEBORAH A.**

DEBTOR(S)

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CASE NO. 02-12011

CHAPTER 7

**ORDER ALLOWING TRUSTEE'S FINAL APPLICATION FOR COMPENSATION AND
APPROVING TRUSTEE'S FINAL REPORT AND PROPOSED DISTRIBUTION**

ON THIS DAY came on for consideration the Trustee's Final Report filed by Daniel Jacob Goldberg, the duly appointed Chapter Trustee. The Court finds that notice of this hearing has been given as required by the Bankruptcy Rules. Upon due consideration, the Court finds that cause exists which justifies the entry of the following order.

IT IS THEREFORE ORDERED that the Chapter 7 Trustee's final application for Compensation in the amount of **\$2,831.32** and for reimbursement of expenses in the amount of **\$1,756.06 is Granted**.

IT IS FURTHER ORDERED that the Trustee's Final Report is approved as submitted by the Chapter 7 Trustee, including approval of the payment of the following fees and charges assessed against the Estate under Chapter 123 of title 28 of the United States Code.

FEES/CHARGES PROPOSED PAYMENT

IT IS FURTHER ORDERED that the Chapter 7 Trustee shall make final distribution of the amount set forth in the Trustee's Final Report as approved by this Court and shall file a Supplemental Final Report and Account together with such bank statements as are necessary to document a zero balance in all Estate accounts, following compliance with Section 347(a) of the Bankruptcy Code and Bankruptcy Rule 3011, if applicable.

SIGNED:

U.S. BANKRUPTCY JUDGE